**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/748,512
Filing Date	December 29, 2003
First Named Inventor	Warren S. Heit
Art Unit	3714
Examiner Name	Rovnak, J.
Attorney Docket Number	

Total Number of Pages in This Submission

**ENCLOSURES (Check all that apply)**

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> After Allowance communication to Group                            |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences        |
| <input checked="" type="checkbox"/> Amendment/Reply                          | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter   |
| <input type="checkbox"/> Extension of Time Request                           | <input type="checkbox"/> Terminal Disclaimer  | <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):            |
| <input type="checkbox"/> Express Abandonment Request                         | <input type="checkbox"/> Request for Refund   | Postcard   |
| <input type="checkbox"/> Information Disclosure Statement                    | <input type="checkbox"/> CD, Number of CD(s) _____                                      |  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)              | Remarks   |  |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application    |   |  |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |  |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Brian I. Marcus, Esq., Vierra Magen Marcus Harmon & DeNiro LLP
Signature	
Date	January 27, 2004

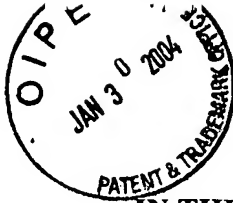
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Typed or printed name	Brian I. Marcus		
Signature		Date	January 27, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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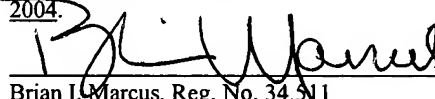


**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application	)	<u>PATENT APPLICATION</u>
Inventors:	)	
Warren S. Heit	)	
Brian I. Marcus	)	Art Unit: 3714
Application No.: 10/748,512	)	Examiner: Rovnak, J.
Filed Date: December 29, 2003	)	Customer No.: 28554
Title: COMPUTER SOFTWARE AND	)	
PORTABLE MEMORY FOR AN ELECTRONIC	)	
EDUCATIONAL TOY HAVING A TOUCH	)	
SENSITIVE SURFACE	)	

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 (Attorney Signature)  
Brian I. Marcus, Reg. No. 34,511  
Signature Date: January 27, 2004

**AMENDMENT**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please amend the above-identified application as follows:

Amendments to the specification begin on page 2 of this Amendment.

Remarks begin on page 3 of this Amendment.

Please amend the above-identified application by adding the following beginning at the first line on page 1 of the application:

-- The present application is a continuation of U.S. Patent Application Serial No. 10/260,965, filed September 30, 2002, currently pending;

which is a continuation of U.S. Patent Application Serial No. 09/127,111, filed July 31, 1998 and issued as U.S. Patent No. 6,464,503;

which is a continuation of U.S. Patent Application Serial No. 08/890,294, filed July 9, 1997 and issued as U.S. Patent No. 5,823,782;

which is a continuation of U.S. Patent Application Serial No. 08/581,437, filed December 29, 1995, now abandoned. --